

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

June 16, 2004

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened at 9:00 a.m., June 16, 2004, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andy Kunasek, Chairman, District 3; Max W. Wilson, District 4, and Mary Rose Wilcox, District 5. Absent: Fulton Brock, District 1; Don Stapley, District 2. Also present, Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain)

MINUTES

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to approve minutes of meetings held on May 5 and 19, 2004.

PERSONNEL AGENDA

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to approve Flood Control District Personnel Agenda (Exhibit C). Exhibit C will be found at the end of this set of minutes.

EASEMENTS AND RIGHT-OF-WAY

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to approve easements, right-of-way documents, relocation assistance, and appraisal services contracts under \$5,000 per resolution FCD 87-12; escrow instructions per resolution FCD 87-13; license procedures and fee schedules per resolution FCD 97-02; and payment of tax notices per resolution FCD 97-07 for Flood Control purposes. (ADM1910)

South Phoenix Laveen Basin Project / 43rd Avenue Drain Project (Per Resolution FCD 93-18)

Item SPL-16-TR, Warranty Deed from the Flood Control District of Maricopa County to the City of Phoenix for the sum of \$1.00 (per IGA FCD 97001).

Item SPL-25, Permanent Channel Easement and Agreement for Flood Control Purposes from the Flood Control District of Maricopa County to the City of Phoenix for the sum of \$1.00 (per IGA FCD 98046A).

Tatum Wash Drainage Improvements (Per Resolution FCD 96-06)

Item TAT-3, Warranty Deed from the Flood Control District of Maricopa County to the City of Phoenix for the sum of \$1.00 (per IGA FCD 96027).

INTERGOVERNMENTAL AGREEMENT WITH CITY OF PHOENIX – 75TH AVENUE STORM DRAIN AND DURANGO REGIONAL CONVEYANCE CHANNEL PROJECT

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to approve Intergovernmental Agreement (IGA) FCD 2003A014 between the Flood Control District of Maricopa County (District) and the City of Phoenix (City) for the 75th Avenue Storm Drain and Durango

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Regional Conveyance Channel Project No. 565. The purpose of this IGA is to identify the responsibilities for cost-sharing, additional rights-of-way acquisition, construction, construction management, and operation and maintenance for this project. The project costs will be shared equally (50/50) between the district (estimated at \$9,500,000) and the City (estimated at \$9,500,000) for a total estimated cost of \$19,000,000. (C69040892)

SELL EXCESS PARCEL

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to authorize the Flood Control District of Maricopa County (District) to sell excess Parcel No. NRD-014-2, portion of APN No. 201-20-004 (vacant land located on the north side of Jomax Road running from 67th Avenue to 75th Avenue consisting of 211,266 square feet +/- 4.850 acres +/- acres) beginning in FY 2003-2004. The district will utilize its Disposition Program, continuing to evaluate and analyze the best potential of leasing or sales of all real property based on prevailing market conditions. The sale price will be fair market value, to be determined by a certified licensed appraiser, either at the start point of an oral auction, or, in the event of a sale to a municipality, at fair market value without an auction. If an auction takes place, district staff will sell the parcel in compliance with ARS §9-402, which mandates that an invitation for bid be published for the sale of all real property. (C6904100B) (ADM1903-002)

INTERGOVERNMENTAL AGREEMENT WITH U.S. DEPARTMENT OF AGRICULTURE NATURAL RESOURCES CONSERVATION SERVICE

Motion was made by Director Wilcox, seconded by Director Wilson, and unanimously carried (3-0-2) to approve Intergovernmental Agreement (IGA) FCD 2004A006 between the Flood Control District of Maricopa County (District) and the U.S. Department of Agriculture Natural Resources Conservation Service for the White Tanks No. 3 Flood Retarding Structure (FRS) Rehabilitation Project. The purpose of this IGA is for the cost-sharing, planning, design, rights-of-way acquisition, and construction of the project. In addition, approve the planning and environmental document for the project titled "Final Rehabilitation Plan/Environmental Assessment For The White Tanks No. 3 Project, June 2004" and close-out the previous project plan titled "White Tank Mountains Watershed Plan, May 1996" by approval of the document titled "Supplement Watershed Plan No. 1 and Supplement Watershed Agreement No. 1". (C69041012)

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Andy Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board